

**COMMON COUNCIL
CITY OF STOUGHTON**

Date/Time: Tuesday, December 9, 2014 @ 7:00 P.M.
Location: Council Chambers at the Public Safety Building
Members: Michael Engelberger, Sid Boersma, Ron Christianson, Eric Hohol, Greg Jenson, Paul Lawrence, Tom Majewski, Tom Selsor, Tricia Suess, Tim Swadley, Sonny Swangstu, Pat O'Connor

CALL TO ORDER

Mayor Olson called the meeting of the Common Council to order at 7:01pm. The clerk called the roll and noted that 11 alderpersons were present, Tricia Suess was absent and excused.

Roll Call, Communications, and Presentations:

Mayor Olson thanked Greg Hoyt for the Thanksgiving dinner they held at the Youth Center and she also thanked Larry Eifert for the dinner he held at the Senior Center. She encouraged the council and the community to go and view the holiday lights by the fire department. She also thanked Marty Lamers and the fire department staff for their efforts.

Kettle Park West Update

Planning Director Scheel talked about the KPW development and addressed the council's questions if there are any tenants listed. KPW noted that they are unable to disclose that information at that time. Planning Director Scheel also noted the financial institution would be, more than likely, the first to come forward to the council.

Minutes and Reports: The following minutes were entered into the record: Public Safety (10/22/2014), Planning Commission (11/10/2014), Police & Fire Commission (8/4/2014, 9/15/2014, & 9/16/2014), Joint Meeting of the Planning Commission & Business Park North Committees (11/10/2014), Finance Committee (10/28/2014), Community Affairs & Council Policy (11/6/2014)

Public Comment Period:

Dennis Kittleson; 109 E Taft St; Spoke in favor of Stoughton having a referendum about TIF.
Buzz Davis; 1021 Riverview Dr; Spoke in favor of Stoughton having a referendum about TIF.
Terry Parisi; 3718 Halverson Rd; Spoke in favor of Stoughton having a referendum about TIF.
Beth Melner; 3725 Halvorson Rd; Spoke in favor of Stoughton having a referendum about TIF.

CONSENT AGENDA

Approval of the minutes from the November 25, 2014 Council meeting:

Motion by Lawrence to approve the November 25, 2014 Council meeting minutes, second by

Engelberger. Motion passed unanimously by acclamation 11-0.

OLD BUSINESS

O-27-14- Proposed ordinance amendments to the City of Stoughton Municipal Code of Ordinances, Chapter 78, Section 78-105(5)(a)2b and to Appendix C related to commercial animal boarding. On November 10, 2014 the Planning Commission held a public hearing, reviewed this ordinance amendment and recommend Council approval to allow commercial animal boarding as a conditional use within the Planned Industrial district. The ordinance, minutes and related materials are provided. **SECOND READING**

Motion by Christianson to approve O-27-2014, second by Jenson. Planning Director Scheel noted that this wasn't for a specific site, but simply just for Business Park North. He also noted that this type of conditional use is typical in other municipalities. Motion passed by a roll call vote 9-0, with Lawrence and Selsor abstaining.

O-31-14- Proposed ordinance amendment to the City of Stoughton Municipal Code of Ordinances, Chapter 6, Section 6-14, Kennels. On November 10, 2014 the Planning Commission reviewed this ordinance amendment and recommend Council approval with "as pets or" being removed from the draft. The intent is to provide consistency with the kennel language in chapter 78 and chapter 6. The ordinance, minutes and related materials are provided.

SECOND READING

Motion by Christianson to approve O-31-2014, second by Jenson. Motion passed by roll call vote 9-0, with Lawrence and Selsor abstaining.

O-34-2014- Authorizing and directing the proper City officials to adopt modifications to Subsections 74-112 (Minimum monthly wastewater service charge.) and 74-113 (In addition to the minimum monthly charge based on meter size, there shall be a charge for all flow based on water usage as determined by the water utility, at the rate of \$4.05 per 1,000 gals, effective July 20, 2006, \$4.55 per 1,000 gals, effective January 1, 2007 and \$4.96 per 1,000 gals, effective July 5, 2007 of the City of Stoughton Municipal Code of Ordinances.

SECOND READING

Motion by Hohol to approve O-34-2014, second by Lawrence. Utility Director Kardasz noted that the last increase was in 2007 and the household cost was to go up approximately \$0.77. Vote by roll call motion passed unanimously 11-0.

Discussion and possible action regarding whether the Common Council should direct that the following advisory referendum question to be placed on the ballot for the April 7, 2015 Spring Election: "Should the City of Stoughton borrow an approximate amount of Five million and One Hundred Thousand Dollars in TIF funding to be used in support of the Kettle Park West Development?"
(Requested by Alderperson Selsor)

Motion by Engelberger that the referendum question be placed on the ballot for April 7, 2015 election, second by Selsor.

Selsor then explained that this is not a binding referendum and it's just informational. He felt that this would be a way to resolve the feelings of the citizens, but also noted that it would not change the fact that the developer's agreement has been approved and signed. It won't change anything but would possibly influence the way the council would vote in the future.

Attorney Dregne noted that an advisory referendum on this subject would not change that fact that the developer's agreement has already been signed and that the city is contractually bound to that agreement.

Motion by Hohol to amend to direct the advisory question to state: "The City of Stoughton over the last ten years has had one of the lowest growth rates of any community in Dane County which is negatively affecting our local schools and our ability to fund vital city services. In that regard, do you agree with the recent City Council decision to incent economic development in our community through the use of TIF funding for the Kettle Park West Development as approved in November 2014.", second by Lawrence.

Hohol explained his language is more neutral and more relative to the work that has been already done. Motion failed by a roll call vote 8-3.

Motion by Boersma to amend the original motion and to change the referendum question to state, "In light of the City Council's decision to go forward with the Kettle Park West Development project should the City of Stoughton borrow an approximate five million one hundred thousand dollars in Tax Incremental Financing funding to be used in support of the Kettle Park West Development", second Engelberger. Vote failed by a voice vote.

Motion by Engelberger to amend the motion to have the question read, "Do you approve of the actions taken by the Council with regard to TIF funding of \$5.1 million dollars in support of the Kettle Park West Development", second Swadley. Hohol mentioned that the money is being used for public infrastructure and that the questions don't talk about the payback to the City. Jenson mentioned that the public is misinformed by citizen questionnaires and surveys. He also noted that the money is going to be used for public infrastructure not to pay Wal-Mart. Engelberger stated that he felt that the people should be able to speak on this matter. Motion failed on a roll call vote 6-5.

The main motion was then re-read by the Clerk and it read "Should the City of Stoughton borrow an approximate amount of Five million and One Hundred Thousand Dollars in TIF funding to be used in support of the Kettle Park West Development?". Motion failed on a roll call vote 6-5.

NEW BUSINESS

R-145-2014- Authorizing and directing the proper city official(s) to issue an Operator's license to Kay White

Motion by Swadley to approve and issue the license, second by Lawrence. Motion failed 11-0.

R-146-2014- Approval of the 2015 City Employee Benefit Renewal Rates

Motion by Christianson to approve the 2015 City Employee Benefit Renewal Rates, second by Lawrence. Tricor then gave a small presentation about their company. Motion passed 9-1, with Selsor abstaining.

R-147-2014- Authorizing and directing the proper city official(s) to approve the updated job description for the position of Fire Chief.

Motion by Boersma to approve the updated job description for the position of the Fire Chief, second Hohol. Amy Jo Gillingham noted the changes and updates made to the description. Motion passed unanimously by acclamation 11-0.

R-148-2014 - Authorizing Council approval of the revised Rules of the Common Council & Standing Committees

Motion by Jenson to table this until the January 13, 2105 Council Meeting, second Engelberger

Motion to cancel the December 23, 2014 Council meeting by Engelberger, second by Lawrence.
Motion passed unanimously by acclamation.

ADJOURNMENT

Motion by Lawrence to adjourn, second by Hohol. Mayor Olson adjourned the meeting at 8:58PM.